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NOTICE OF ALLOWANCE AND FEE(S) DUE

25537 7590 10/03/2008

VERIZON
PATENT MANAGEMENT GROUP
1515 N. COURTHOUSE ROAD
SUITE 500
ARLINGTON, VA 22201-2909

EXAMINER

ADDY, THUAN KNOWLIN

ART UNIT

PAPER NUMBER

2614

DATE MAILED: 10/03/2008

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/635,560 | 08/07/2003 | Kathleen A. McMurry | RIC02012 | 8587 |

TITLE OF INVENTION: SYSTEMS AND METHODS FOR IMPLEMENTING CALL PICKUP IN A SIP ENVIRONMENT

| APPLN. TYPE | SMALL ENTITY | ISSUE FEE DUE | PUBLICATION FEE DUE | PREV. PAID ISSUE FEE | TOTAL FEE(S) DUE | DATE DUE |
|----------------|--------------|---------------|---------------------|----------------------|------------------|------------|
| nonprovisional | NO | \$1510 | \$300 | \$0 | \$1810 | 01/05/2009 |

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE** OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail **Mail Stop ISSUE FEE**
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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

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Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

| |
|--------------------|
| (Depositor's name) |
| (Signature) |
| (Date) |

| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
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10/635,560 08/07/2003

Kathleen A. McMurry

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| EXAMINER | ART UNIT | CLASS-SUBCLASS |
|----------------------|----------|----------------|
| ADDY, TIJUAN KNOWLIN | 2614 | 379-201010 |

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a **Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 1 _____
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2 _____
 3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☐ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. **Change in Entity Status** (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____ Date _____
 Typed or printed name _____ Registration No. _____

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.**

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| 10/635,560 | 08/07/2003 | Kathleen A. McMurtry | RIC02012 | 8587 |
| 25537 | 7590 | 10/03/2008 | EXAMINER | |
| VERIZON PATENT MANAGEMENT GROUP 1515 N. COURTHOUSE ROAD SUITE 500 ARLINGTON, VA 22201-2909 | | | ADDY, THUAN KNOWLIN | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 2614 | |
| DATE MAILED: 10/03/2008 | | | | |

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 1259 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 1259 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

Notice of Allowability**Application No.**

10/635,560

Applicant(s)

MCMURRY ET AL.

Examiner

THJUAN K. ADDY

Art Unit

2614

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Applicant Arguments/Remarks of 06/23/08 and Examiner's Amendment of 09/26/08.
2. ☒ The allowed claim(s) is/are 1,2,5-9,12-21,24-29 and 32-36 (now renumbered as claims 1-28, respectively).
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. ____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date ____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date ____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other ____.

/Thjuan K. Addy/
Primary Examiner, Art Unit 2614
(571) 272-7486

DETAILED ACTION

Response to Amendment

1. Applicant's amendment filed on June 23, 2008 has been entered. Claims 2, 29, 31, and 34 have been amended. Claim 30 has been cancelled. No claims have been added. Claims 1-29 and 31-36 are now pending in this application, with claims 1, 9, 21, 29, and 34 being independent.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.
3. Authorization for this examiner's amendment was given in a telephone interview with John E. Harrity, Reg. No. 43,367 on 09/26/2008.

The application has been amended as follows:

1. (currently amended) A method for providing call pickup in a communications system including a plurality of communication stations operably coupled thereto, the method comprising:

originating a call from a first communication station to a second communication station via a network server;

alerting the second communication station of the call;

storing context information pertaining to the call at a database;

receiving, at the network server, at least one call pickup indication from a third communication station;

responsive to the call pickup indication, obtaining, at the network server, the context information from the database; [[and]]

establishing an early media dialog between the third communication station and the network server, the establishing including:

sending a session initiated protocol (SIP) provisional response message to the third communication station from the network server; and

applying using the context information to establish in establishing
communication between the first communication station and the third communication station.

3. (canceled)

4. (canceled)

5. (currently amended) The method of claim [[4]] 1 further comprising:

issuing a SIP message comprising a replaces header from the network server to the third communication station to cause the third communication station to establish communication with the first communication station.

9. (currently amended) A method, performed by a network server, for providing call pickup in a communications system, the method comprising:

transmitting a first message from the network server to a called party device, the first message initiating a call establishment between a calling party device and the called party device;

receiving a second message at the network server from a third party device during the call establishment, the second message including a call pickup indication;

canceling, via the network server, the call establishment between the calling party device and the called party device in response to the second message;

establishing a dummy session between the network server and the third party device, the establishing a dummy session including:

establishing an early media dialog between the network server and the third party device, the establishing an early media dialog including:

sending a session initiated protocol (SIP) provisional response message from the network server to the third party device;

transmitting a third message from the network server to the third party device, the third message initiating a call establishment between the calling party device and the third party device;

receiving, at the network server, a fourth message from the third party device, the fourth message causing the network server to cancel the dummy session;
and

establishing a call between the calling party device and the third party device in response to the fourth message.

10. (canceled)

11. (canceled)

21. (currently amended) A server comprising:

means for transmitting a first message to a first device, the first message initiating a call establishment between a second device and the first device;

means for receiving a second message from a third device during the call establishment, the second message including a call pickup indication;

means for canceling the call establishment between the second device and the first device in response to the second message;

means for establishing a dummy session with the third device, the means for establishing the dummy session including:

means for establishing an early media dialog between the server and the third device, the means for establishing an early media dialog including:

means for sending a session initiated protocol (SIP) provisional response message to the third device;

means for transmitting a third message to the third device, the third message initiating a call establishment between the second device and the third device;

means for receiving a fourth message from the third device, the fourth message causing the server to cancel the dummy session; and

means for establishing a call between the second device and the third device in response to the fourth message.

22. (canceled)

23. (canceled)

29. (currently amended) A method for providing call pickup, comprising:

initiating a call from a first device to a second device, the call being initiated over one or more networks, at least one of the one or more networks being a data network;

storing information relating to the call initiation between the first device and the second device;

receiving a message from a third device during the call initiation, the message including a call pickup indication;

retrieving the information relating to the call initiation between the first device and the second device;

establishing an early media dialog between a network server and the third device, the establishing an early media dialog including:

sending a session initiated protocol (SIP) provisional response message from the network server to the third device; and

establishing, after establishing the early media dialog between the network server and the third device, a call between the first device and the third device based on the retrieved information.

30. (canceled)

31. (canceled)

34. (currently amended) A method for providing call pickup in a communications system, the method comprising:

initiating a call from a first device to a second device, the call being initiated over one or more networks, at least one of the one or more networks being a data network;

receiving a message from a third device during the call initiation, the message including a call pickup indication;

canceling the call initiation between the first device and the second device;

establishing an early media dialog between a network server and the third device, the establishing an early media dialog including:

sending a session initiated protocol (SIP) provisional response message from the network server to the third device; and

establishing, after establishing the early media dialog between the network server and the third device, a call between the first device and the third device, the first device being unable to initiate call pickup.

Allowable Subject Matter

4. Claims 1, 2, 5-9, 12-21, 24-29, and 32-36 are allowed.
5. The following is an examiner's statement of reasons for allowance: The invention as claimed is not disclosed nor rendered obvious in view of the prior art of record. As to independent claims 1, 9, 21, 29, and 34, the prior art of record fails to teach or suggest, alone or in combination, the recited method and server for providing call pickup in a communications system including a plurality of communication stations operably coupled thereto, the method comprising establishing an early media dialog between the third communication station and the network server, the establishing including sending a session initiated protocol (SIP) provisional response message to the third communication station from the network server, and using the context information

in establishing communication between the first communication station and the third communication station.

6. Claims 2, 5-8, 12-20, 24-28, 32, 33, 35, and 36 are dependent upon claims 1, 9, 21, 29, and 34, respectively, therefore, claims 2, 5-8, 12-20, 24-28, 32, 33, 35, and 36 are allowed.

7. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to THJUAN K. ADDY whose telephone number is (571)272-7486. The examiner can normally be reached on Mon-Fri 8:30-5:00pm.

9. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar can be reached on (571) 272-7488. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

10. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Thjuan K. Addy/
Primary Examiner, Art Unit 2614